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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kenneth C. Johnson

Application No.: 10/764,792

Filed: January 26, 2004

For: CD METROLOGY METHOD

Customer No.: 28584

Group No.: 2857

Examiner: Unknown

SUBMISSION OF POWER OF ATTORNEY BY ASSIGNEE

353 Sacramento Street, Suite 2200 San Francisco, CA 94111 Telephone: (415) 772-4900 Facsimile: (415) 398-2890

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Enclosed for filing please find a duly executed Power of Attorney by Assignee for the above-identified application which specifies an Assignment recordal date of <u>May 24, 2004</u>, at Reel <u>15362</u>, Frame <u>588</u>, and shows Assignee's entire right, title and interest to establish ownership.

Respectfully submitted,

STALLMAN & POLLOCK LLP

Date: January 5, 2005

By: _

Michael A. Stallman (Reg. No. 29,444)

Attorneys for Applicant(s)

Atty Docket No.: TWI-33010



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in the Patent Application of

Kenneth C. Johnson

Application No.: 10/764,792

Filed: January 26, 2004

For: CD METROLOGY METHOD

Confirmation No.: 9766

Group Art: 2857

Examiner: Unknown

POWER OF ATTORNEY BY ASSIGNEE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

THERMA-WAVE, INC., assignee of the entire right title and interest in the above-identified application by assignment dated 02/04/2004, which assignment was recorded in the Patent and Trademark Office on May 24, 2004, at Reel 15362, frame 588, hereby appoints the practitioners associated with the Customer Number below as attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected herewith:

CUSTOMER NO.: 28584

Please direct all correspondence regarding this application to the following:

STALLMAN & POLLOCK LLP Attn: Michael A. Stallman 353 Sacramento Street, Suite 2200 San Francisco, CA 94111

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Dated: /2.06.04

THERMA-WAVE, INC.

By:

Name: Boris Kipki

na me

resident and Chief Executive Officer

Atty Docket No.: TWI-33010